COUNCIL BILL No. 104002

AN ORDINANCE vacating a portion of South Stacy Street on the petition of The Port of Seattle (C.F. 291274); and abandoning the sanitary sewer in said vacated portion of South Stacy Street; and authorizing the transfer thereof to The Port of Seattle.

12-14-83 MS5 (20)

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Introduced: NOV 7 1983	By: EXECUTIVE REQUEST
Referred: NOV 7 1983	1º transo
Referr é d:	To:
Referred:	To: s
Reported: DEC 1: 9 1983	Second Reading: DEC 1, 9 1983
Third Reading: DEC 1 9 1983	Signed: DEC 1 9 1983
Presented to Mayor: DEC 2 0 1023	Approved:
Returned to City Clerk:	Published:
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustainad:

Jaw Department

The City of Seattle--Legi

REPORT OF COM

Honorable Prasiden	•			
Your Committe on _	7	PANK	F:ZI	ATT/SA
Your Committe on_				100
to which was referr report that we have	ed the w	ithin Cou	ncil Bill N	
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19 April 19 April 19 April 19		Ş		
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The City of Seattle--Legislative Department

		Date Reported
	REPORT OF COMMITTEE	and Adopted
Honorable President: Your Committe on	ANSPORTATION	
bisk was referred the with	in Council Bill No. 104222	
report that we have considered	I the same and respectfully recommend th	at the same:
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State Control of the	1972	
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	Committee Chair	

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Marginal Way South, together with all appurtenances thereto, is hereby

abandoned; and, to release the City's interest in the 8-inch sanitary sewer

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(To be used for all Ordinances except Emergency.)

line and appurtenances, the Mayor and the City Comptroller are hereby authorized and directed for and on behalf of the City of Seattle to execute and deliver to The Port of Seattle a Bill of Sale to 8-inch sanitary sewer line and appurtenances substantially in the form of Exhibit "A" attached hereto as recommended by the Director of Engineering.

Section....3. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the 19th day	of December, 1983,
nd signed by me in open session in authentication of	its passage this 19 th day of
December 183.	Smill Williams
	President of the City Council.
Approved by me this 2350 day of De	gemb87 1983
	James 100 yg
Filed by me this 23td day of Dec	ember, 1983.
	Jim Hill
(현대) 등 전 기계 시간	Attest: City Comptroller and City Clerk.
SEAL)	By Thereon Dunbar Deputy Clerk

CSS 8.1.6

10/11/83 CF 291274

BILL OF SALE

This Bill of Sale, made on the day of, 198_, by and between The City of Seattle, acting through its Mayor and City Comptroller as Grantor and The Port of Seattle as Grantee,

WITNESSETH:

That the Grantor, in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, the receipt of which is hereby acknowledged, does hereby sell, assign, transfer, set over and deliver to the Grantee the following described personal property:

The 8-inch sewer line and appurtenances located within that vacated portion of South Stacy Street from the west line of East Marginal Way South to the east line of the East Waterway of the Duwamish Waterway; and the ll+ feet of 8-inch sewer line that continues from the west line of East Marginal Way South to a manhole located in East Marginal Way South;

to have and to hold unto the Grantee and unto its executors, administrators, officers, successors and assigns forever. The Grantor covenants that the sewer line and appurtenances are surplus to the needs of The City of Seattle public sewerage system and has been abandoned as a public sewer by Ordinance _____ and that The City of Seattle has the lawful right to sell and dispose of the same.

IN WITNESS	WHEREOF,	I have hereun	to set my 1	nand this	
lay of		, 198			
	. 1	THE	CITY OF S	EATTLE	
	-23		and the second		

By_____City Comptroller

Mayor

EXHIBIT "A"

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RECORDED THIS DAY RJA:LAK:mj Jan 10 2 30 PH 'f 10-11-83 17 6 COUNTY 72 2 84/01/10 RECD F CASHSL 22 111480 ORDINANCE AN ORDINANCE vacating a portion of South Stacy Street on the petition of The Port of Seattle (C.F. 291274); and abandoning the sanitary sewer in said vacated portion of South Stacy Street; and authoriz-Э 4 ing the transfer thereof to The Port of Seattle. WHEREAS, there has been filed with the City Council the petition of The Port of Seattle (Comptroller's File No. 291274) for the vacation 5 of South Stacy Street, as therein fully described; and 6 WHEREAS, at a public hearing on said vacation on the 13th day of July, 7 1983, said petition was granted by the City Council; and **34611** 00724 8 WHEREAS, approval of the vacation was made conditional upon the acceptance by the petitioner of the 8-inch sanitary sewer line; 9 WHEREAS, by letter dated July 14, 1983, The Port of Seattle agreed to 10 accept ownership and control of the sewer line; and 11 WHEREAS, upon final approval of the vacation by the City Council, the sanitary sewer line described below will not be used or useful for sewerage utility or any other City purpose; and the Director of Engineering has recommended that the same be abandoned and transferred 12 13 to The Port of Seattle; WHEREAS, the petition was filed on February 4, 1982, and pursuant to 14 S.M.C. 15.62 the payment of a vacation fee by municipal corporations (The Port of Seattle) is not required; no appraisal was made and no 15 fee was paid. NOW, THEREFORE, 16 BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS: 17 Section 1. That SOUTH STACY STREET from the west line of East Marginal Way South 18 to the east line of the East Waterway of the Duwamish Waterway; 19 be and the same is hereby vacated. RESERVING to the City of Seattle the right to make all necessary 20 slopes for cuts or fills upon the above said property after said 21 vacation; and further, Section 2. That the 8-inch sanitary sewer line located within that 22 vacated portion of South Stacy Street from the west line of East Marginal 23 Way South to the east line of the East Waterway of the Duwamish Waterway 24 and the 11 foot portion that extends to the manhole located in East 25 Marginal Way South, together with all appurtenances thereto, is hereby 26 abandoned; and, to release the City's interest in the 8-inch sanitary sewer 27 28

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line and appurtenances, the Mayor and the City Comptroller are hereby authorized and directed for and on behalf of the City of Seattle to execute and deliver to The Port of Seattle a Bill of Sale to 8-inch sanitary sewer line and appurtenances substantially in the form of Exhibit "A" attached hereto as recommended by the Director of Engineering.

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Section...3. This ordinance shall take effect and be in force thirty days from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the city charter.

Passed by the City Council the.	19th day	or Dece	
and signed by me in open session in	authentication of	its passage this	19 ¹⁵ day of
December	, 193.	Setrull a	Williams
		President	of the City Council.
Approved by me this 2350	day ofDe	Mayo	01W44
Filed by me this 23 rd d	ay of Dec	ember, 19	Mayor. 37.
		Attest: Ja	. Hill
		City Co	mptroller and City Clerk.
(SEAL) Published	10 (10 (10 (10 (10 (10 (10 (10 (10 (10 (By I hanao	Dunban Deputy Clerk.

FILED for Record at Request of Return To: TIM HILL, CITY COMPTROLLER 101 SEATTLE MUNICIPAL BUILDING SEATTLE, WA 98104

STATE OF WASHINGTON)
COUNTY OF KING) SS
CITY OF SEATTLE

I. TIM HILL, Comptroller and City Clerk of the City of Seattle, do hereby certify that the within and foregoing is a true and correct copy of the original instrument as the same appears on file, and of record in this department.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of The City of Seattle, this 2915 Aug of December, 1983

TIM HILL.
Comptroller and City Clerk

Theresa Dunbar

Deputy Clerk

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REC'D OMB OCT 1 8 1983

Seattle Engineering Department

Eugene V. Avery, Director of Engineering Charles Hoyer, Mayor

October 13, 1983

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Honorable Charles Royer Mayor of The City of Seattle 1200 Municipal Building Seattle, Washington

Attention: Office of Management & Budget

RE: Vacation of a Portion of South Stacy Street C. F. No. 291274

Dear Sir

We are transmitting for City Council approval a Council Bill vacating a portion of South Stacy Street from the west line of East Marginal Way South to the east line of the East Waterway of the Duwamish Waterway. The vacation was approved by the City Council at a public hearing commencing on July 13, 1983.

Council Bill also provides for the abandonment of the sanitary sewer in said property. $% \left(1\right) =\left(1\right) +\left(1\right) +\left($

Sincerely

EUGENE V. AVERY, P.E. Director of Engineering

LAK:mj

Attachments

"An Equal Employment Opportunity - Affirmative Action Employer"

Seattle Econograp Department Room 910, Seattle Municipal Building, 600 Fourth Avenue, Seattle, WA 98104 (205) 625-239

City of Seattle

Executive Department-Office of Management and Budget Gary Zarker, Director Charles Royer, Mayor .

October 19, 1983

CAPY OF WITHIN ACCEIVED

The Honorable Douglas Jewett City Attorney City of Seattle

007 20 ₁₉₈₃ Douglas N. Jewett

Dear Mr. Jewett:

The Mayor is proposing to the City Council that the enclosed legislation be adopted.

REQUESTING DEPARTMENT:

Engineering

SUBJECT:

An ordinance vacating a portion of South Stacy Street on the petition of The Port of Seattle (C.F. 291274); and abandoning the sanitary sewer in said vacated portion of South Stacy Street; and authorizing the transfer thereof to The Port of Seattle

Pursuant to the City Council's S.O.P. 100-014, the Executive Department is forwarding this request for legislation directly to your office for review and drafting.

After reviewing this request and drafting appropriate legislation:

- (X) File the legislation with the City Clerk for formal introduction to the City Council as an Executive Request.
- Do not file with City Council but return the proposed legislation to OMB for our review. Return to ______.

Sincerely,

Charles Royer Mayor

GARY ZARKER **Budget Director**

GZ/ce/eaa

Enclosure

cc: Eugene Avery, Director, SED

Office of Management and Budget 300 Municipal Building Seattle Washington 98104 (206) 625-2551. An equal opportunity employer

ORDINANCE I11480

AN ORDINABLE vacating a portion of South Stacy Stee t so the petition of the Poct of Scattle (C.F. 291244); and abundanting the mantainy cover in and varacted portion of South Stacy Street; and adulative ing the transfer thereof to The Port of Scattle.

WHEREAS, there has been filed with the City Council the petition of The Port of Seattle (Comptroller's File No. 291274) for the vacation of South Stary Street, as therein fully described; and

WHEREAS, at a public hearing on said varation on the 13th day of July, 1983, said petition was granted by the City Council; and

WHEREAS, approval of the vacation was made conditional upon the acceptance by the petitioner of the fi-fach sanitary sever line;

WHEREAS, by letter dated July 16, 1983, The Port of Seattle agreed to accept ownership and control of the accept libe; and

accept concepts and control of the sevent value, and
MERRAL, open (Jana, approva) of the venetion by the City Concept, that
cantiney sever line described below will not be used by useful for
coverage willily or any other City purpose, and the Director of English
ginnering has recommended that the same be thenformed and transferred
to The fort of Seattle?

WHERRAS, the perfittion was filled on Permitry 4. 1982, and puremant to;
SAM, C. 15. A., the payment of a venetion for by wenterple recording for
fort Port of Seattle? As venetion for by wenterple recording to
form one pair 1987 THERROSS.

BE IT ORALISED BY MIKE CITY OF SEATILE AS FOLIOGS.

Section 1. That

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SOUTH STACT STREET from the west line of East Marginal Way South to the char line of the East Waterway of the Downich Waterway;

be and the same is hereby vacated.

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Passed by the City Council the 19th day of December

Appeared by no this 325 day of Deckmily Wilse Of Mills Filed by me this 203 cd day of December. 1183.

Alter: City Compared for and City Clock.

(SEAL) By Thereo Dunban

Publication ordered by TIM HILL, Compitolier and City Clerk.

Date of official publication in Dally Journal of Commerce, Seattle, December 39, 1983.
(C-484)

C-484

Affidavit of Publication



STATE OF WASHINGTON KING COUNTY—SS.

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter refered to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below

stated period. The annexed notice, a Ordinan ce No. 111480

was published on December 29, 1983

Subscribed and sworn to before me on

December 29, 1983

Notary Public for the State of Washington, residing in Seattle.

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